



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Houn Simon Hsia
Assignee: Viva America Marketing, Inc. *[Handwritten signature]*
Serial No.: 08/828,143
Filing Date: March 24, 1997
Title: STABILIZED SOLID BACTERIA COMPOSITIONS

The Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

POWER OF ATTORNEY

Viva America Marketing, Inc. was assigned the full and exclusive interest in the above-referenced application by its inventors. The Assignment is filed herewith, and a copy of the assignment is attached hereto. Assignee hereby appoints the following attorneys with respect to the above-referenced patent application and to transact all business in the Patent and Trademark Office connected therewith:

Paul J. Berman, Reg. No. 36,744
Kurt G. Calia, Reg. No. 38,702
Thomas W. Krause, Reg. No. 40,335
Richard P. Dulik, Reg. No. 40,598
Jeannie M. Perron, Reg. No. 31,180

Address all telephone calls and correspondence to Kurt G. Calia, Esq. at:

Covington & Burling
1201 Pennsylvania Avenue, N.W.
P.O. Box 7566
Washington, D.C. 20044-7566
(202) 662-5660

Assignee hereby declares that, to the best of Assignee's knowledge, title to the above-referenced patent application is in Assignee. Assignee hereby declares that all statements made herein of its own knowledge are true and that statements made on information and

belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above-referenced patent application and any patent issuing thereon.

VIVA AMERICA MARKETING, INC.

By: David Fan,
President, Viva America Marketing, Inc.

Date: 1/18/87



**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(b)) -- INDEPENDENT INVENTOR**

Applicant: Houn Simon Hsia

Serial No. 08/828,143

Filed: March 24, 1997

Title: STABILIZED SOLID BACTERIA COMPOSITIONS

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office described in:

the specification filed herewith with title as listed above.

the application identified above.

the patent identified above.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

No such person, concern, or organization exists.

Each such person, concern, or organization is listed below.

Viva America Marketing, Inc. (see attached Verified Statement Claiming Small Entity Status as Assignee)

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

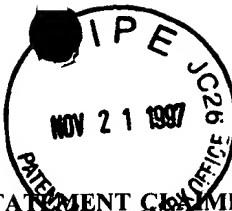
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Houn Simon Hsia
Houn Simon Hsia

11/18/97
Date

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.27(b)) -- ASSIGNEE OF INDEPENDENT INVENTOR**



Applicant: Houn Simon Hsia

Assignee: Viva America Marketing, Inc.

Serial No. 08/828,143

Filed: March 24, 1997

Title: STABILIZED SOLID BACTERIA COMPOSITIONS

As the assignee of the application identified above, I hereby declare that I qualify under 37 CFR 1.27(b) for purposes of paying reduced fees to the Patent and Trademark Office described in:

the specification filed herewith with title as listed above.

the application identified above.

the patent identified above.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

No such person, concern, or organization exists.

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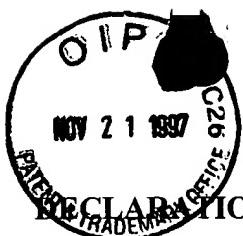
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

David Fan
President Viva America Marketing, Inc.

Date



DECLARATION FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below beneath my name.

I believe I am an original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention titled STABILIZED SOLID BACTERIA COMPOSITIONS, filed March 24, 1997 and assigned Serial No. 08/828,143.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Paul J. Berman, Reg. No. 36,744
Kurt G. Calia, Reg. No. 38,702
Thomas W. Krause, Reg. No. 40,335
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Full name of first named inventor: Houn Simon Hsia

Inventor's signature: Houn S. Hsia Date: 11/18/97

Residence: Foothill Ranch, CA

Citizenship: United States

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